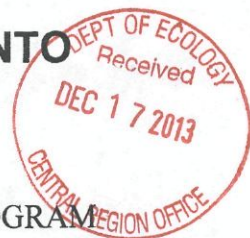




STATE OF WASHINGTON APPLICATION TO ENTER A WATER RIGHT INTO THE TRUST WATER RIGHT PROGRAM



NOTE: THIS FORM IS ONLY TO BE USED FOR THE
ACQUISITION OF WATER INTO THE TRUST WATER RIGHT PROGRAM

(Check all that apply.)

- ☐ Lease
☒ Purchase
☐ Donation
☐ Other

Explain: _____

IF FOR SEASONAL OR TEMPORARY, START DATE
END DATE

FOR OFFICE USE ONLY	
FILE No. <u>CS4-0038356306(B)</u>	WRIA <u>39</u>
DATE ACCEPTED <u>01/09/2014</u>	BY <u>[Signature]</u>
FEE \$ <u>0</u>	REC'D <u>12/17/2013</u>
CHECK No. <u>0</u>	
SEPA: <input type="checkbox"/> Exempt <input type="checkbox"/> Not exempt	<u>34-83938-J CFO</u>

1. Applicant Information:

APPLICANT/BUSINESS NAME <u>Washington Water Trust</u>	PHONE NO. <u>(206) 675-1585</u>	FAX NO. <u>(206) 749-9274</u>
ADDRESS <u>1530 Westlake Avenue N, Ste 400</u>		
CITY <u>Seattle</u>	STATE <u>WA</u>	ZIP CODE <u>98109</u>
CONTACT NAME (IF DIFFERENT FROM ABOVE) <u>Jason McCormick, Project Manager, Washington Water Trust</u>	PHONE NO. <u>(509) 607-3513</u>	FAX NO. <u>(509) 925-5603</u>
ADDRESS <u>222 East 4th Avenue, Suite 109 - 103 East 4th Avenue, Ste 203</u>		
CITY <u>Ellensburg</u>	STATE <u>WA</u>	ZIP CODE <u>98926</u>

FOR OFFICE USE ONLY	
WATER RIGHT NO. _____	FILE (contract) NO. _____

Please attach copies of any documentation that demonstrates consistent, historical use of water since the right was established. Also, if you have a water system plan or conservation plan, please include a copy with your application.

1889
34-83938-J
CS4-0038356306(B)

2. Water Right Information:

WATER RIGHT OR CLAIM NUMBER Yakima Basin Adjudication Court Claim No. 00383, Teanaway River Subbasin (#3) June 30, 1889	RECORDED NAME(S) Dorothy J. Crosetto
DO YOU OWN THE RIGHT? X NO <input type="checkbox"/> YES IF NO, PROVIDE OWNER(S) NAME and ADDRESS: Dorothy J. Crosetto c/o Law Office of John H.F. Ufkes PO Box 1819 Ellensburg, WA 98926	
HAS THE WATER BEEN PUT TO BENEFICIAL USE IN THE LAST FIVE (5) YEARS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO ARE WATER DIVERSIONS/WITHDRAWALS OF THIS WATER RIGHT METERED OR MEASURED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
IMPORTANT! PROVIDE INFORMATION SHOWING THE EXTENT OF WATER USE FOR EACH OF THE LAST FIVE YEARS	

3. How is Water to be Made Available for Trust?

<input type="checkbox"/> Alteration in method of diversion	<input checked="" type="checkbox"/> Alteration in water use/ irrigated acreage
<input type="checkbox"/> Alteration in method of delivery/conveyance	<input type="checkbox"/> Nonuse of one or more points of diversion
<input checked="" type="checkbox"/> Alteration in method of water application	<input checked="" type="checkbox"/> Nonuse of all or a portion of the named water right
<input type="checkbox"/> Alteration in type of crop	<input type="checkbox"/> Other, Explain below:
Name of funding source(s): Ecology and CBWTP	

WATER RIGHT DESCRIPTION *

4. Point(s) of Diversion/Withdrawal:

A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Teanaway River	1	SE	SE	10	20N	16E		
Unnamed Stream (Fred's Creek)	2	SW	NE	10	20N	16E		
Ring Well	3	SE	SE	10	20N	16E		
Teanaway River	4	SE	SW	10	20N	16E		

Please include copies of all water well reports involved with this proposal. Also, if you know the distances from the nearest section corner to the above point(s) of diversion/withdrawal, please include that information in Item No. 6 (remarks) or as an attachment.

5. Purpose of Use:

A. Existing Use of the Water Right

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
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* If additional space is needed, please continue on the form: Attachment for Application to Enter a Water Right into the Trust Water Right Program.

Irrigation of 3.5 acres	0.17 cfs (05/01-09/15) and 0.17 cfs (05/01-06/30 – “freshet”)	40.6	05/01-09/15
Stock water	0.17 cfs (non additive)	1	year-round
Instream Flow (Late Season Lease)	0.05 cfs	3.15	08/01-09/15

B. Proposed Purpose of the Trust Water Right:

DESCRIBE THE PURPOSE(S) OF USE DURING THE PERIOD OF TRUST:	
PURPOSE OF USE	ACRE-FEET/YR
Instream Flow – May 1 through September 15 (2 acres)	0.03 CFS and 3.93 AF/YR
Instream Flow – May 1 through September 15 (Savings Water)	0.12 cfs (05/01-09/15) and 0.17 cfs (05/01-06/30 – “freshet”), and 36.85 AF/YR

6. Place of Use:

A. Existing:

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:							
That portion of the SW1/4 SE1/4 of Section 10, T. 20 N., R. 16 E.W.M., lying northeast of the Teanaway River.							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #'s	# OF ACRES
SW	SE	10	20N	16E	Kittitas	204835 and 234835	136.5
DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> NO – IF NO, PROVIDE OWNER(S) NAME: Dorothy J. Crosetto c/o Law Office of John H.F. Ufkes PO Box 1819 Ellensburg, WA 98926							

6. Place of Use (continued)

B. Proposed:

IDENTIFY THE WATER BODY TO BE BENEFITED OR OTHER PLACE TO BE BENEFITED
--

WWT requests the proposed Trust Water be "exercised" from the historic PODs on the Teanaway River to the Pacific Ocean.

7. Remarks and Other Relevant Information:

Exhibits:

Exhibit A: Court Confirmed Water Right

Exhibit B: April 14, 2011 Order Pendente Lite - Lease

Exhibit C: October 28, 2013 Purchase and Sale Agreements

Washington Water Trust (WWT) is requesting a permanent transfer (change) to portions of Court Claim No. 00383 with a priority date of June 30, 1889 to instream flow. The portions of the subject Court Claim include savings water from irrigation system improvements (Ditch Water) and fallowed land as a result of on-farm practices and management (Little Corners). Those portions are described more fully below and in the attached contracts:

Ditch Water

0.12 cfs (05/01-09/15) and 0.17 cfs (05/01-06/30 - "freshet") - Up to 0.29 cfs total (05/01-06/30)

36.85 acre-feet/year

05/01-09/15

Little Corners

0.03 cfs

3.93 acre-feet/year

05/01-09/15

2 acres (fallowed)

Water Rights to be Retained*

0.02 cfs

2.97 acre-feet/year

05/01-09/15

Irrigation of 1.5 acres and stock watering

*Retained water rights are currently subject to Late Season Lease.

This Change Application seeks to effectuate a transfer of the portions of the Court Claim, as described above, to be used exclusively for instream flows for fish maintenance and enhancement, recreational uses and preservation of environmental and aesthetic values as allowed under RCW Chapters 90.03, 90.42, and 90.58. Water use changes associated with this application will provide significant environmental benefits from the Teanaway River to the Pacific Ocean, thus this transfer should receive expedited processing under WAC 173-152-050(2)(b) and (3)(a).

Washington Water Trust requests to protect this trust water right, where applicable, as instream flow from the Teanaway River to the Pacific Ocean.

Certain applications may incur a Real Estate Excise Tax liability for the seller of the water rights. The Department of Revenue has requested notification of potential taxable water right related actions and therefore may be provided with a copy of this request.

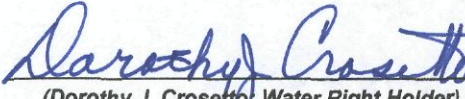
Please contact the State Department of Revenue for further information. The phone number is (360) 570-3265. The address is: Department of Revenue, Real Estate Excise Tax, PO Box 47477, Olympia, WA 98504-7477.

8. Signatures:

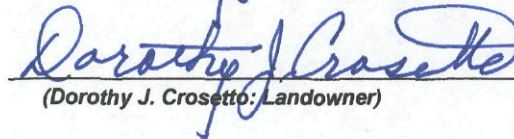
I certify that the information above is true and accurate to the best of my knowledge. I hereby grant staff from the Department of Ecology access to the above site(s) for inspection and monitoring purposes. If assisted in the preparation of the above application, I understand that all responsibility for the accuracy of the information rests with me.


(Jason McCormick, WWT: Applicant)

12 / 15 / 2013
(Date)


(Dorothy J. Crosetto: Water Right Holder)

12 / 13 / 2013
(Date)


(Dorothy J. Crosetto: Landowner)

12 / 13 / 2013
(Date)

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

☐ ADDITIONAL SIGNATURES REQUIRED

☐ SECTION _____ IS INCOMPLETE

☐ OTHER/EXPLANATION: _____

STAFF: _____ DATE: ____/____/____